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*Counsel for the Official Committee
of Tort Claimants*

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

**PACIFIC GAS AND ELECTRIC
COMPANY,**

Debtors.

- ☐ Affects PG&E Corporation
- ☐ Affects Pacific Gas and Electric Company
- ☒ Affects both Debtors

** All papers shall be filed in the lead case,
No. 19-30088 (DM)*

Bankruptcy Case
No. 19-30088 (DM)

Chapter 11
(Lead Case)
(Jointly Administered)

**STIPULATION BETWEEN DEBTORS
AND THE OFFICIAL COMMITTEE OF
TORT CLAIMANTS REGARDING
WILDFIRE CLAIMS**

[No Hearing Requested]

1 This stipulation and agreement for order (“**Stipulation and Agreement for Order**”) is
2 entered into by PG&E Corporation and Pacific Gas and Electric Company, as debtors and debtors
3 in possession (collectively, the “**Debtors**”), on the one hand, and the Official Committee of Tort
4 Claimants (the “**TCC**”). The Debtors and the TCC are referred to in this Stipulation and
5 Agreement for Order collectively as the “**Parties**,” and each as a “**Party**.” The Parties hereby
6 stipulate and agree as follows:

7 The TCC has been informed that certain fire victims claim the Debtors and or their
8 representatives or agents have been contacting, and will continue to contact, persons whose homes
9 and property were burned in the 2017 and 2018 fires, and discussing with them whether they intend
10 to rebuild their homes and property. In addition, the TCC has become aware that the Debtors have
11 circulated questionnaires to residents of fire impacted areas. The Debtors contend that any such
12 communications were in the ordinary course of the Debtors’ business and are not intended to be
13 used in connection with claims resolution. The TCC has not agreed with that contention. The
14 TCC is concerned about the direct contact of victims, including represented parties, by the Debtors;
15 and the TCC intends to object to any use of information obtained from any victims by the Debtors’
16 lawyers and/or investigators via the use of the Debtors’ information about the victims that the
17 Debtors obtained via their relationship as the victims’ utility service provider. The Debtors reserve
18 all rights concerning any such objection to the extent the objection concerns information beyond
19 the scope of this Stipulation and Agreement for Order. The Debtors further contend that they are
20 not aware of any instances in which an internal or outside lawyer for PG&E, or anyone acting on
21 their behalf, has communicated directly or indirectly with any person known to be represented by
22 counsel concerning actual or potential claims against the company concerning a wildfire. **NOW,**
23 **THEREFORE, UPON THE FOREGOING RECITALS, WHICH ARE INCORPORATED**
24 **AS THOUGH FULLY SET FORTH HEREIN, IT HEREBY IS STIPULATED AND**
25 **AGREED, BY AND BETWEEN THE PARTIES, THROUGH THE UNDERSIGNED, AND**
26 **THE PARTIES JOINTLY REQUEST THE COURT TO ORDER, THAT:**

27 Any information that has been or is obtained by Debtors or anyone acting on their behalf
28 directly from any fire claimant in (i) the ordinary course of the Debtors’ business, and (ii)

1 concerning any property that is subject to a fire claimant's claim against the Debtors will not be
2 used, and is inadmissible by any party for any reason, including impeachment, in any litigation or
3 bankruptcy proceeding concerning the estimation or resolution of wildfire claims.
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7 Dated: June 6, 2019

8 BAKER & HOSTETLER LLP

9 */s/ Robert A. Julian*

10 Robert A. Julian
11 *Counsel for Official Committee of Tort*
12 *Claimants*

Dated: June 6, 2019

CRAVATH, SWAINE & MOORE LLP

13 */s/*

14 Kevin J. Orsini
15 *Counsel for the Debtors and Debtors in*
16 *Possession*
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